

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

THE CITY OF HUNTINGTON,

Plaintiff

v.

AMERISOURCEBERGEN DRUG
CORPORATION, et al.,

Defendants.

Civil Action No. 3:17-01362
Hon. David A. Faber

CABELL COUNTY COMMISSION,

Plaintiff,

v.

AMERISOURCEBERGEN DRUG
CORPORATION, et al.,

Defendants.

Civil Action No. 3:17-01665
Hon David A. Faber

PLAINTIFFS' MOTION TO TAKE JUDICIAL NOTICE

Pursuant to Fed. R. of Evid. 201, Plaintiffs THE CITY OF HUNTINGTON, and CABELL COUNTY COMMISSION (collectively, "Plaintiffs"), through their undersigned counsel, hereby move for the Court to take judicial notice of certain facts and information, as outlined in the accompanying memorandum of law, for purposes of the trial of this matter. Plaintiffs' motion should be granted for the reasons given in the accompanying memorandum of law, which is incorporated herein. Pursuant to LR Civ P 7.1(a), copies of all documents and other such materials or exhibits referenced in the accompanying memorandum, and upon which this motion relies, are attached to this motion.

Dated: June 30, 2021

THE CITY OF HUNTINGTON

/s/ Anne McGinness Kearse

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Respectfully Submitted,

CABELL COUNTY COMMISSION

/s/ Paul T. Farrell, Jr.

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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that on this 30th day of June, 2021, the foregoing **“Plaintiffs’ Motion to Take Judicial Notice”** was served using the Court’s CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Anthony J. Majestro _____